



National Aeronautics and  
Space Administration

**Principal Center for Regulatory Risk Analysis and Communication**

# Regulatory Tracking Summary

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*8 October 2010*

This report summarizes regulatory items reviewed by the NASA RRAC PC. Items that appeared to have limited interest to the NASA community, or are provided for information only, are shown in light gray text. Notes and comments by the RRAC PC are shown in bold, blue text under "Description." Related documents and citations, such as "71 FR 51967," are linked to the appropriate document for quick access. Suggested follow-up actions are noted with significant items; users are advised that other follow-up actions may be appropriate for their program or facility. Previous issues of this regulatory summary are archived on the RRAC PC website at <http://www.nasa.gov/offices/rrac/home/>. Comments, questions, suggestions, and requests for further information should be directed to the RRAC PC Manager, Sharon Scroggins at 256-544-7932 ([sharon.scroggins@nasa.gov](mailto:sharon.scroggins@nasa.gov)).

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## Acronyms

AAC = Alabama Administrative Code  
 AAM = *Alabama Administrative Monthly*  
 AB = Assembly Bill  
 ADEM = Alabama Department of Environmental Management  
 ARB = Air Resources Board  
 ATCM = Airborne toxic control measure  
 CAA = Clean Air Act  
 Cal/EPA = California Environmental Protection Agency  
 CAMA = Coastal and aquatic managed area  
 CCR = *California Code of Regulations*  
 CEQ = Council on Environmental Quality  
 CEQA = California Environmental Quality Act  
 CESQG = Conditionally Exempt Small Quantity Generators  
 CFR = *Code of Federal Regulations*  
 CHHSL = California Human Health Screening Level  
 CO<sub>2e</sub> = Carbon dioxide equivalent  
 CRNR = *California Regulatory Notice Register*  
 CTG = Control Technique Guidelines  
 DEF = Diesel exhaust fluid  
 DSW = Division of Surface Water  
 EFAME = Enhanced Federal Annual Monitoring and Evaluation  
 EO = Executive Order  
 EPA = U.S. Environmental Protection Agency  
 ERP = Environmental resource permit  
 F.A.C. = Florida Administrative Code  
 FAST = Federal Automotive Statistical Tool  
 FAW = *Florida Administrative Weekly*  
 FEMP = Federal Energy Management Program  
 FR = *Federal Register*  
 FY = Fiscal year  
 GHG = Greenhouse gas  
 GRC = Glenn Research Center  
 GWP = Global warming potential  
 HAP = Hazardous air pollutant  
 HSC = Health and Safety Code  
 ICR = Information Collection Request  
 IPCC = Intergovernmental Panel on Climate Change  
 ISOR = Initial Statement of Reasons  
 LAC = Louisiana Administrative Code  
 MDEQ = Mississippi Department of Environmental Quality  
 µg/L = Micrograms per liter  
 mg/kg = Milligrams per kilogram

MY = Model year  
 NAAQS = National Ambient Air Quality Standards  
 NASA = National Aeronautics and Space Administration  
 NESHAP = National Emission Standards for Hazardous Air Pollutants  
 NMAC = New Mexico Administrative Code  
 NO<sub>x</sub> = Nitrogen oxide  
 NPDES = National Pollutant Discharge Elimination System  
 NSR = New Source Review  
 OAC = Ohio Administrative Code  
 OEPA = Ohio Environmental Protection Agency  
 OMB = Office of Management and Budget  
 OSHA = Occupational Safety and Health Administration  
 PEL = Permissible exposure limit  
 PSD = Prevention of significant deterioration  
 PTE = Potential to emit  
 PTI = Permit-to-Install  
 RACT = Reasonably Available Control Technology  
 RCRA = Resource Conservation and Recovery Act  
 RIN = Regulatory Identification Number  
 RRAC PC = Principal Center for Regulatory Risk Analysis and Communication  
 SCAQMD = South Coast Air Quality Management District  
 SIP = State Implementation Plan  
 SJRWMD = St. Johns River Water Management District  
 SJVUAPCD = San Joaquin Valley Unified Air Pollution Control District  
 SO<sub>x</sub> = Sulfur oxide  
 SPCC = Spill Prevention, Control, and Countermeasures  
 SWRCB = State Water Resources Control Board  
 TAC = Texas Administrative Code  
 TexReg = *Texas Register*  
 TMDL = Total maximum daily load  
 tpy = Tons per year  
 TRU = Transport refrigeration unit  
 TSD = Technical Support Document  
 U.S. = United States  
 U.S.C. = United States Code  
 UST = Underground storage tank  
 VAC = Virginia Administrative Code  
 Va.R. = *Virginia Register*  
 VDEQ = Virginia Department of Environmental Quality  
 VOC = Volatile organic compound

## 1.0 U.S. Federal Regulatory Review

### 1.1 Federal Register Summary

This summary includes FR items that were reviewed for potential impacts to NASA Centers and Programs.

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED10082010-1	Air Fuels–Renewable Fuel Standard	09/28/2010	<a href="#">75 FR 59622</a>	Final Rule	U.S. Environmental Protection Agency Supplemental Determination for Renewable Fuels Produced Under the Final Renewable Fuel Standard Program From Canola Oil [40 CFR Part 80]  Amends the Renewable Fuel Standard program to include the lifecycle GHG emissions impact analysis for canola oil biodiesel. Finalizes regulatory determination that canola oil biodiesel meets the biomass-based diesel and advanced biofuel GHG reduction thresholds of 50 percent as compared to the baseline petroleum fuel it will replace, petroleum diesel. Effective 09/28/2010. [RIN 2060-AQ35]	
FED10082010-2	Air NAAQS–NO <sub>x</sub> , SO <sub>x</sub>	10/05/2010	<a href="#">75 FR 61486</a>	Notice	U.S. Environmental Protection Agency Review of the Secondary National Ambient Air Quality Standards for Oxides of Nitrogen and Oxides of Sulfur  Releases <a href="#">supplementary materials</a> to the draft report, "Policy Assessment for the Review of the Secondary National Ambient Air Quality Standards for Oxides of Nitrogen and Oxides of Sulfur: Second External Review Draft." Comments due 11/12/2010.	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED10082010-3	Air NESHAP– Aerospace	09/28/2010	<a href="#">75 FR 59710</a>	Notice	<p>U.S. Environmental Protection Agency</p> <p>Agency Information Collection Activities; Submission to OMB for Review and Approval; Comment Request; Aerospace Manufacturing and Rework Industry Information Collection</p> <p>Announces submittal of an ICR to OMB. If approved, information would be requested from approximately 1,000 aerospace manufacturing and rework facilities regarding general facility information, coatings and spray booth information, other process information, emission control devices used at the facilities and their basic design and operating features, quantity of air emissions, pollution prevention programs at each facility, and information regarding startup and shutdown events. Information is necessary to adequately characterize residual risks at these facilities, to characterize emissions and control measures for operations not currently regulated, and to develop standards for new and existing aerospace facilities, if appropriate. Comments due 10/28/2010.</p> <p><a href="#">This ICR is part of the residual risk evaluation of the National Emission Standards for Hazardous Air Pollutants for Aerospace Manufacturing and Rework Facilities (40 CFR Part 63, Subpart GG), which regulates certain hardware-related materials and operations at major sources of HAP emissions.</a></p>	<a href="#">NASA Programs and Facilities</a> should be aware they may be involved in this information collection activity.
FED10082010-4	Energy Conservation Standards–Electric Motors	09/28/2010	<a href="#">75 FR 59657</a>	Notice	<p>Office of Energy Efficiency and Renewable Energy, Department of Energy</p> <p>Energy Efficiency Program for Certain Commercial and Industrial Equipment: Public Meeting and Availability of the Framework Document for Commercial and Industrial Electric Motors [10 CFR Part 431]</p> <p>Announces the availability of a framework document regarding planned rulemaking to amend the <a href="#">energy conservation standards for certain commercial and industrial electric motors</a>. Public meeting to be held 10/18/2010 in Washington, D.C. Comments due 10/28/2010. [RIN 1904-AC28]</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED10082010-5	Hazardous Materials Transportation	09/29/2010	<a href="#">75 FR 60017</a>	Proposed Rule	<p>Pipeline and Hazardous Materials Safety Administration, Department of Transportation</p> <p>Hazardous Materials; Miscellaneous Amendments [49 CFR Parts 107, 171, 172, 173, 174, 177, 178, and 180]</p> <p>Proposes to make miscellaneous amendments to the Hazardous Materials Regulations to update and clarify certain regulatory requirements. Proposes to add a labeling exception for "consolidation bins" to facilitate use of bins as a method of consolidating packages for ease of handling when transported by motor vehicle and to clarify that the definition of "person" also includes persons who manufacture, test, repair, and recondition packaging. Also proposes to provide an exception from regulation for permeation devices containing small amounts of hazardous materials. Comments due 11/29/2010. [RIN 2137-AE46]</p>	
FED10082010-6	Hazardous Materials Transportation	09/30/2010	<a href="#">75 FR 60333</a>	Final Rule	<p>Pipeline and Hazardous Materials Safety Administration, Department of Transportation</p> <p>Hazardous Material; Miscellaneous Packaging Amendments [49 CFR Parts 171, 173, and 178]</p> <p>Amends the Hazardous Materials Regulations to:</p> <ul style="list-style-type: none"> <li>Revise several packaging related definitions.</li> <li>Add provisions to allow more flexibility when preparing and transmitting closure instructions, including conditions under which closure instructions may be transmitted electronically.</li> <li>Add a requirement for shippers to retain packaging closure instructions.</li> <li>Incorporate new language that allows for a practicable means of stenciling the United Nations symbol on packaging.</li> <li>Clarify a requirement to document the methodology used when determining whether a change in packaging configuration requires retesting as a new design or may be considered a variation of a previously tested design.</li> </ul> <p>Effective 10/01/2010. [RIN 2137-AD89]</p>	
FED10082010-7	Hazardous Materials Transportation Operator Distractions	09/27/2010	<a href="#">75 FR 59197</a>	Proposed Rule	<p>Pipeline and Hazardous Materials Safety Administration, Department of Transportation</p> <p>Hazardous Materials: Limiting the Use of Electronic Devices by Highway [49 CFR Part 177]</p> <p>Proposes to prohibit texting on electronic devices by drivers during the operation of a motor vehicle containing certain hazardous materials, agents, or toxins. Comments due 10/27/2010. [RIN 2137-AE63]</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED10082010-8	Nuclear Radiation Protection Regulations	09/27/2010	<a href="#">75 FR 59160</a>	Notice	Nuclear Regulatory Commission Radiation Protection Regulations and Guidance; Public Meetings and Request for Comments [10 CFR Chapter I] Announces a series of public meetings to solicit early public input about major issues associated with potential updates to radiation protection regulations and guidance. Specific locations and dates of meetings will be announced on the <a href="#">Nuclear Regulatory Commission website</a> . Comments due 01/31/2010.	
FED10082010-9	Railroads Operator Distraction	09/27/2010	<a href="#">75 FR 59579</a>	Final Rule	Federal Railroad Administration, Department of Transportation Restrictions on Railroad Operating Employees' Use of Cellular Telephones and Other Electronic Devices Restricts use of mobile telephones and other distracting electronic devices by railroad operating employees. Effective 03/28/2011. [RIN 2130-AC21]	
FED10082010-10	Species Gunnison Sage-Grouse	09/28/2010	<a href="#">75 FR 59803</a>	Notice	U.S. Fish and Wildlife Service, Department of the Interior Endangered and Threatened Wildlife and Plants; Determination for the Gunnison Sage-Grouse as a Threatened or Endangered Species [50 CFR Part 17] Announces finding that listing the Gunnison sage-grouse as endangered or threatened is warranted, but that listing the species currently is precluded by higher-priority actions. The Gunnison sage-grouse will be added to the candidate species list. A proposed rule will be developed as priorities allow.	
FED10082010-11	Species Pygmy Rabbit	09/30/2010	<a href="#">75 FR 60515</a>	Notice	U.S. Fish and Wildlife Service, Department of the Interior Endangered and Threatened Wildlife and Plants; 12-Month Finding on a Petition to List the Pygmy Rabbit as Endangered or Threatened [50 CFR Part 17] Announces a finding that listing the pygmy rabbit as endangered or threatened is not warranted at this time.	
FED10082010-12	Toxic Substances Hexavalent Chromium	09/30/2010	<a href="#">75 FR 60454</a>	Notice	U.S. Environmental Protection Agency Draft Toxicological Review of Hexavalent Chromium: In Support of Summary Information on the Integrated Risk Information System Announces a public comment period and a public listening session for the external review draft human health assessment titled, " <a href="#">Toxicological Review of Hexavalent Chromium: In Support of Summary Information on the Integrated Risk Information System</a> ." Comments due 11/29/2010. <a href="#">Toxicology studies do not impose regulatory requirements related to their subject substances. However, they can act as drivers for future restrictions and materials obsolescence.</a>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED10082010-13	Toxic Substances Urea	09/28/2010	<a href="#">75 FR 59716</a>	Notice	U.S. Environmental Protection Agency Draft Toxicological Review of Urea: In Support of Summary Information on the Integrated Risk Information System  Announces a public comment period and a public listening session for the external review draft human health assessment titled, " <a href="#">Toxicological Review of Urea: In Support of Summary Information on the Integrated Risk Information System</a> ." Listening session to be held 11/16/2010. Comments due 11/29/2010.	

## 1.2 Other News and Developments

### 1.2.1 OSHA Reviews State-run Safety and Health Programs, Calls for Corrective Actions

On 28 September 2010, OSHA released conclusions from its evaluation of state-run occupational safety and health programs under the agency's jurisdiction. The Enhanced Federal Annual Monitoring and Evaluation (EFAME) assessment identified deficiencies in state-run programs, including concerns about identification of hazards, proper classification of violations, proposed penalty levels, and failure to follow up on violations to ensure that workplace safety and health problems are corrected. The EFAME reports also identified areas where states have adopted standards and procedures exceeding OSHA's federal requirements.

OSHA has completed EFAME reports for 25 states that detail findings and recommendations regarding the operations of their state-run occupational safety and health programs. States will have 30 days to provide formal responses, including detailed corrective action plans for addressing findings and recommendations. Each state's formal response will be public and available online. Of the 25 states reviewed by OSHA, NASA Centers are located in the following states: [California](#), [Maryland](#), [New Mexico](#), [Utah](#), and [Virginia](#).

More information about OSHA, the comprehensive EFAME report, reports for each of the 25 states, and comments submitted by each state can be found at OSHA's [website](#).

### 1.2.2 EPA Releases New Edition of NPDES Permit Writer's Manual

EPA has released a revised edition of the NPDES Permit Writer's Manual. The manual has been thoroughly updated and revised, addressing changes to the NPDES program since the 1996 release, correcting several errors that have been identified, and reorganizing the material to better complement the NPDES Permit Writers' Course. The revised manual also includes discussions of new EPA program areas, such as the Stormwater Phase II Rule, cooling water intake structures, and vessel discharges.

The NPDES Permit Writer's Manual provides a comprehensive overview of the framework of the NPDES program, serves as a technical resource, guides new state and EPA permit writers through the basic steps of permit development and issuance, and is intended to serve as a resource for those involved in the NPDES permitting process.

More information regarding the NPDES program and the revised manual can be found on the EPA [website](#).



### 1.2.3 EPA Submits 5-Year Strategic Plan to Congress

On 30 September 2010, EPA submitted its FY 2011-2015 Strategic Plan to Congress and to the OMB. The Strategic Plan identifies five strategic goals and five fundamental strategies intended to advance EPA's mission to protect human health and the environment.

The five strategic goals to guide the Agency's work include the following:

- Goal 1: Taking Action on Climate Change and Improving Air Quality
- Goal 2: Protecting America's Waters
- Goal 3: Cleaning Up Communities and Advancing Sustainable Development
- Goal 4: Ensuring the Safety of Chemicals and Preventing Pollution
- Goal 5: Enforcing Environmental Laws

The five fundamental strategies include the following:

- Expanding the Conversation on Environmentalism
- Working for Environmental Justice and Children's Health
- Advancing Science, Research, and Technological Innovation
- Strengthening State, Tribal, and International Partnerships
- Strengthening EPA's Workforce and Capabilities

Congress requires all federal agencies to develop a strategic plan covering a 5-year period, which is updated every 3 years. More information about the strategic plan can be found on the EPA [website](#).

### 1.2.4 EPA Extends Deadline for Compliance with SPCC Amendments for Eligible Facilities

On 7 October 2010, EPA finalized a rule that, for eligible facilities, extends a compliance deadline by which facilities must comply with recent amendments to the SPCC Rule. Facilities eligible for the extension now will have until 10 November 2011 to comply with the amended requirements. Facilities not eligible for the extension should comply with the amendments by 10 November 2010.

A [summary](#) of the SPCC amendments, promulgated on 13 November 2009, is available on the RRAC [website](#), along with a regulatory alert containing details of EPA's compliance date extension proposal (3 August 2010).

### 1.2.5 CEQ Releases Final Guidance and GHG Reporting Tool for Federal GHG Accounting and Reporting

On 6 October 2010, the White House CEQ released its [Federal Greenhouse Gas Accounting and Reporting Guidance](#). The Guidance establishes government-wide requirements and provides instructions for calculating and reporting GHG emissions under EO 13514. Among other provisions, EO 13514 requires federal agencies to measure, report, and reduce their GHG emissions from direct and indirect activities. The Guidance is accompanied by a separate TSD for Federal GHG Accounting and Reporting, which supplies detailed information regarding inventory reporting requirements and calculation methodologies.

Alongside the Guidance and TSD, the U.S. Department of Energy's FEMP has released the Annual GHG and Sustainability Data Report. The Data Report is an Excel workbook for agencies to use for collecting agency-aggregated GHG data. The workbook incorporates the approved methodologies and conversion factors contained in the TSD, and calculates GHG

emissions from the data entered. The workbook is intended for submitting data at the top-tier department or agency level.

The bulk of the required data will consist of energy information that is already reported. Other data, such as travel-related information and certain fugitive emissions, will also be included. The data will be entered into the Data Report, which will use them to automatically calculate the Agencies' GHG emissions.

More information about the [Guidance](#) and [TSD](#) for Federal GHG Accounting and Reporting can be found on the CEQ [website](#). More information about the GHG Reporting Tool, *Annual GHG and Sustainability Data Report*, can be found on the FedCenter [website](#).

### 1.2.6 EPA Announcement on Future of Climate Leaders Program

On 15 September 2010, EPA announced its intent to phase down the services EPA offers in the Climate Leaders program. EPA will assist existing Climate Leader Partners to join in other non-federal programs as they still encourage and support the aggressive GHG reduction actions these companies have targeted and achieved. The announcement is available on the EPA Climate Leaders [website](#).

## 1.3 Regulatory Communication Working Group Updates

Regulatory Communication Working Group calls in 2010 will be held on the following Wednesdays at 12 p.m. CT:

- 13 October
- 24 November
- 15 December

## 2.0 State Regulatory Reviews

The following sections provide details about the regulatory actions reviewed for selected states in which NASA facilities and related operations are located.

### 2.1 Alabama State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Alabama.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
AL10082010-1	General Administrative	09/30/2010	<a href="#">AAM XXVIII, No. 12, p. 492</a>	Proposed Rule	Alabama Department of Environmental Management  Departmental Forms, Instructions, and Procedures [AAC 335-1-.7]  Proposes to update ADEM forms, including but not limited to, the following: <ul style="list-style-type: none"> <li>Form 302–Threshold Planning Quantities</li> <li>Form 107–Permit Application for Stationary Internal Combustion Engines</li> <li>Form 16–Annual Recycling Report</li> <li>Form 14–Information Needed for 316(b) Determination in Regards to General NPDES Permits</li> </ul> The proposed rule is available on the <a href="#">ADEM website</a> . <a href="#">Public hearing</a> is scheduled for 11/04/2010 at ADEM in Montgomery, Alabama.	
AL10082010-2	Water Water Supply	09/30/2010	<a href="#">AAM XXVIII, No. 12, p. 493</a>	Proposed Rule	Alabama Department of Environmental Management  Primary Drinking Water Standards [AAC 335-7-2]  Proposes to make clarifications and add references for the analytical methods associated with Stage 1 disinfection byproducts and <i>Cryptosporidium</i> monitoring and compliance. The proposed rule is available on the <a href="#">ADEM website</a> . <a href="#">Public hearing</a> is scheduled for 11/04/2010 at ADEM in Montgomery, Alabama.	
AL10082010-3	Water Water Supply	09/30/2010	<a href="#">AAM XXVIII, No. 12, p. 494</a>	Proposed Rule	Alabama Department of Environmental Management  Water Supply Permit Requirements and Procedures [AAC 335-7-4]  Proposes to make technical clarifications to the permitting requirement for system additions, revocation of a water supply project, and project approvals. The proposed rule is available on the <a href="#">ADEM website</a> . <a href="#">Public hearing</a> is scheduled for 11/04/2010 at ADEM in Montgomery, Alabama.	
AL10082010-4	Water Water Supply	09/30/2010	<a href="#">AAM XXVIII, No. 12, p. 495</a>	Proposed Rule	Alabama Department of Environmental Management  Groundwater Sources and Treatments [AAC 335-7-5]  Proposes to make technical clarification and to address physical requirement for new groundwater facilities. The proposed rule is available on the <a href="#">ADEM website</a> . <a href="#">Public hearing</a> is scheduled for 11/04/2010 at ADEM in Montgomery, Alabama.	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
AL10082010-5	Water Water Supply	09/30/2010	<a href="#">AAM XXVIII, No. 12, p. 496</a>	Proposed Rule	Alabama Department of Environmental Management Surface Water Sources and Treatment [AAC 335-7-6]  Proposes to make technical clarifications to the rules for alternative treatment processes and lighting and power requirements. Copies of the proposed rule are available on the <a href="#">ADEM website</a> . <a href="#">Public hearing</a> is scheduled for 11/04/2010 at ADEM in Montgomery, Alabama.	
AL10082010-6	Water Water Supply	09/30/2010	<a href="#">AAM XXVIII, No. 12, p. 497</a>	Proposed Rule	Alabama Department of Environmental Management Distribution of Drinking Water [AAC 335-7-7-.02]  Proposes to make technical clarifications to permit requirements. Copies of the proposed rule are available on the <a href="#">ADEM website</a> . <a href="#">Public hearing</a> is scheduled for 11/04/2010 at ADEM in Montgomery, Alabama.	
AL10082010-7	Water Water Supply	09/30/2010	<a href="#">AAM XXVIII, No. 12, p. 498</a>	Proposed Rule	Alabama Department of Environmental Management Control of Lead and Copper [AAC 335-11-.12]  Proposes to make technical clarifications to the corrosion control treatment requirements. Copies of the proposed rule are available on the <a href="#">ADEM website</a> . <a href="#">Public hearing</a> is scheduled for 11/04/2010 at ADEM in Montgomery, Alabama.	

## 2.2 California State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in California. Citations of the [CRNR](#) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (pdf) file format.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA10081010-1	Air Consumer Products	10/01/2010	<a href="#">CRNR 2010, 40z, p. 1588</a>	Notice	Air Resources Board Consumer Products Regulation–Test Method 310 [17 CCR 94508, 94509, 94510, 94512, and 94515 and Method 310]  Proposes to add and modify product category definitions and establish new or lower VOC limits for a number of consumer product categories. <a href="#">ISOR</a> is available online. Comments due 11/17/2010. Hearing is scheduled for 11/18/2010 at Cal/EPA in Sacramento, California.	<a href="#">NASA-related operations</a> in California should be aware of this action.
CA10081010-2	Air Consumer Products	10/01/2010	<a href="#">CRNR 2010, 40z, p. 1615</a>	Final Rule	Air Resources Board California Consumer Products Regulation & Test Method 310 [17 CCR 94508-13 and 94515 and ARB Test Method 310]  Adds and modifies product category definitions; establishes new lower VOC limits for double phase aerosol air fresheners, multi-purpose solvents, and paint thinners, limits use of high GWP compounds; and makes other changes. Effective 10/20/2010.	<a href="#">NASA-related operations</a> in California should be aware of this action.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA10081010-3	Air Motor Vehicles	10/01/2010	<a href="#">CRNR 2010, 40z, p. 1579</a>	Notice	Air Resources Board Transport Refrigeration Units (TRU)—Airborne Toxic Control Measure (ATCM) [13 CCR 2477] Proposes to change the in-use performance standards for MY 2003 and certain 2004 TRU engines and to make other clarifications. The <a href="#">ISOR</a> is available online. Hearing is scheduled for 11/18/2010 at Cal/EPA in Sacramento, California.	
CA10081010-4	Climate Change	09/29/2010	<a href="#">Public Notice, CA Climate Change Website</a>	Notice	California Climate Change Portal Global Warming Solutions Act 2006 [AB32] <a href="#">Announces</a> the quarterly meeting to discuss climate change issues for California and the region. Meeting scheduled for 10/28/2010 in Sacramento, California.	
CA10081010-5	Occupational Safety Lifts	10/01/2010	<a href="#">CRNR 2010, 40z, p. 1566</a>	Notice	Occupational Safety and Health Standards Board General Industry Safety Orders—Machinery and Equipment—Elevating Employees with Lift Trucks [8 CCR 3328 and 3657] Clarifies wording on machinery and equipment being designed and secured. Addresses additional safety hazards associated with variable reach (boom type) rough-terrain forklift trucks. The <a href="#">ISOR and proposed regulations</a> are available online. Hearing is scheduled for 11/18/2010 at the Costa Mesa City Hall in Costa Mesa, California. Comments due 11/18/2010.	
CA10081010-6	Proposition 65 1,3-Dichloro-2-propanol, 3-Monochloropropane	10/08/2010	<a href="#">CRNR 2010, 41z, p. 1642</a>	Notice	Office of Environmental Health Hazard Assessment Chemicals Listed as Carcinogens—1,3-Dichloro-2-propanol and 3-Monochloropropane [27 CCR25305(a)(1)] Lists 1,3-Dichloro-2-propanol and 3-Monochloropropane-1,2-diol as known to the state to cause cancer.	
CA10081010-7	Proposition 65 Ethylbenzene, Perchlorate	10/01/2010	<a href="#">CRNR 2010, 40z, p. 1610</a>	Notice	Office of Environmental Health Hazard Assessment Notice of Availability of California Human Health Screening Levels for Ethylbenzene and Perchlorate Announces the CHHSLs for ethylbenzene are soil gas levels of 1.1 and 0.42 µg/L for residential structures on engineered fill or base soil, respectively. The CHHSLs for ethylbenzene for commercial or industrial structures are soil gas levels of 3.6 and 1.4 µg/L on engineered fill or base soil, respectively. The CHHSLs for perchlorate are 28 mg/kg soil for residential property and 350 mg/kg soil for commercial/industrial property. The reports are available <a href="#">online</a> .	<a href="#">NASA facilities</a> should be aware of this notice.
CA10081010-8	Proposition 65 Spiroclufen	10/08/2010	<a href="#">CRNR 2010, 41z, p. 1642</a>	Notice	Office of Environmental Health Hazard Assessment Chemical Listed as Carcinogen—Spiroclufen [27 CCR 25306]. Lists spiroclufen as known to the state to cause cancer. Effective 10/08/2010.	
CA10081010-9	Species Mountain Yellow-Legged Frog	10/01/2010	<a href="#">CRNR 2010, 40z, p. 1601</a>	Notice	Fish and Game Commission Notice of Findings Regarding Mountain Yellow-Legged Frog Announces that the Commission will consider whether the Mountain Yellow-Legged Frog should be considered endangered, and will provide a report regarding its decision within 1 year.	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA10081010-10	Species Pacific Fisher	10/01/2010	<a href="#">CRNR 2010. 40z, p. 1601</a>	Notice	Fish and Game Commission Notice of Findings Regarding Pacific Fisher Announces a finding that the petitioned action to add the Pacific Fisher to the list of threatened or endangered species is not warranted.	
CA10081010-11	Waste Containers	10/01/2010	<a href="#">CRNR 2010. 40z, p. 1592</a>	Proposed Action	Office of the State Fire Marshal Clean-up and Waste Containers [19 CCR 1.05-2060] Proposes changes including revisions to test standards for large and small waste containers. <a href="#">ISOR</a> is available online. Comments due 11/15/2010.	
CA10081010-12	Waste Hazardous Waste	09/30/2010	<a href="#">75 FR 60398</a>	Proposed Rule	U.S. Environmental Protection Agency Proposed Authorization of State Hazardous Waste Management Program Revision [40 CFR 271] Proposes to authorize California's changes to its hazardous waste program under RCRA. Also proposes that the state's requirements regulating CESQG facilities that are conditionally exempt from the federal rules be treated as more stringent than federal requirements, thereby making these provisions federally enforceable. Comments due 11/01/2010.	
CA10081010-13	Water Cooling Water	10/08/2010	<a href="#">CRNR 2010. 41z, p. 1665</a>	Final Rule	State Water Resources Control Board Once-through Cooling Water Policy [23 CCR 2922] Adopts a policy on the use of coastal and estuarine waters for power plant cooling, requiring the location, design, construction, and capacity of cooling water intake structures to use the best technology available for reducing adverse environmental impacts. Effective 09/27/2010.	
CA10081010-14	Water Spill Prevention	10/01/2010	<a href="#">CRNR 2010. 40z, p. 1584</a>	Proposed Action	Office of Spill Prevention and Response Oil Spill Contingency Plans [14 CCR 790, 815.01, 816.01, 816.02, 816.03, 816.05, 817.02, 817.03, 818.02, 818.03, 825.05, 826.01, 826.02, 826.03, 826.05, and 827.02] Proposes changes to the oil spill contingency plan requirements. Comments due 11/16/2010.	
CA10081010-15	Water Storage Tanks	09/30/2010	<a href="#">SWRCB Website</a>	Notice	State Water Resources Control Board Leaking Underground Fuel Tanks Announces availability of the draft California Leaking Underground Fuel Tank Manual to assist stakeholders in investigation and remediation of UST leaks. The <a href="#">draft guidance manual</a> is available for comment. Comments due by 11/30/2010.	

### 2.2.1 Governor Signs Bill Requiring Review of AB 32 Rules Requiring GHG Abatement Installation, under California Environmental Quality Act

AB 1846 (Perez), will require that specified CEQA "environmental analysis be performed for a rule or regulation that requires the installation of pollution control equipment, or a performance standard, or treatment requirement adopted pursuant to the California Global Warming Solutions Act of 2006, including those for rules and regulations requiring the installation of pollution control equipment adopted by the State Energy Resources Conservation and Development Commission and the California Public Utilities Commission." AB 1846 is available on the California State Senate [website](#).

## 2.2.2 Underground Storage Tanks Storing Aqueous Urea

On 31 August 2010, the SWRCB provided guidance regarding the regulatory status of USTs storing aqueous urea, which is commonly referred to as DEF. The SWRCB has determined that DEF, with an approximate urea solution of 30 percent, is not a hazardous substance as defined in Section 25281 of the HSC and, accordingly, USTs storing DEF are not regulated under Chapter 6.7 of the HSC. The notice providing more information is available at the SWRCB [website](#).

## 2.2.3 California Air Districts Regulatory Review

### 2.2.3.1 *Antelope Valley Air Quality Management District*

No regulatory items of interest were identified during this reporting period for the [Antelope Valley Air Quality Management District](#).

### 2.2.3.2 *Bay Area Air Quality Management District*

No regulatory items of interest were identified during this reporting period for the [Bay Area Air Quality Management District](#).

### 2.2.3.3 *Eastern Kern Air Pollution Control District*

No regulatory items of interest were identified during this reporting period for the [Eastern Kern Air Pollution Control District](#).

### 2.2.3.4 *Mojave Desert Air Quality Management District*

No regulatory items of interest were identified during this reporting period for the [Mojave Desert Air Quality Management District](#).

### 2.2.3.5 South Coast Air Quality Management District

This summary includes items that were reviewed for potential impacts to NASA-related operations in [South Coast Air Quality Management District](#).

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CAS10082010-1	Air GHG	09/28/2010	<a href="#">Public Notice</a> , SCAQMD Website	Notice Meeting	<p>South Coast Air Quality Management District Prevention of Significant Deterioration and Title V Permits [Regulations XVII and XXX]</p> <p>Announces meetings to discuss proposed amendments to <a href="#">Regulations XVII</a> and <a href="#">XXX</a> to include GHGs in the PSD and Title V programs. Proposals would modify SCAQMD rules as follow:</p> <ul style="list-style-type: none"> <li>1714—Would incorporate by reference 40 CFR Part 52.21, excluding those portions not applicable to GHGs. Attainment air contaminants would continue to be regulated through the other rules in Regulation XVII.</li> <li>3000—General; would add GHGs to the Title V program and add and amend definitions.</li> <li>3001—Applicability; would implement addition of GHGs to Title V permits and establish a two-step phase-in schedule.</li> <li>3002—Requirements for including GHGs in the Title V Program.</li> <li>3003—Applications, 3005—Permit Revisions, and 3006—Public Participation; would change references to Rule 3000.</li> <li>3008—PTE Limitations; would authorize sources to cap PTE to avoid applicability of Title V based on GHG emissions. Sources with GHG emissions less than 50,000 tpy CO<sub>2</sub>e are not subject to regulation.</li> </ul> <p>A public workshop is scheduled for 10/12/2010 in Diamond Bar, California. Comments due 10/18/2010. Additionally, a <a href="#">public hearing</a> to adopt the proposals is scheduled for 11/05/2010 in Diamond Bar, California.</p>	<a href="#">NASA facilities</a> in the South Coast area should be aware of this action.

### 2.2.3.6 Ventura County Air Pollution Control District

No regulatory items of interest were identified during this reporting period for the [Ventura County Air Pollution Control District](#).

## 2.3 Colorado State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Colorado.



## 2.4 Florida State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Florida.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL10242010-1	Air Operation Permits	10/01/2010	<a href="#">FAW Notice #9184850</a>	Notice Development of Rulemaking	Florida Department of Environmental Protection Operation Permits for Major Sources [Chapter 62-213 F.A.C.] Proposes amendments to transfer general permits for six source categories from the Title V air general permit program to the non-Title V permit program. The original ( <a href="#">FAW Notice #8948946</a> , 09/17/2010) neglected to include the proposed cross reference correction to 62-231.440. The development workshop is 10/20/2010 in Tallahassee, Florida, or can be attended via <a href="#">GOTO Webinar</a> .	
FL10242010-2	Water CAMA	10/01/2010	<a href="#">FAW Notice #9206093</a>	Notice Meeting	Florida Department of Environmental Protection Office of Coastal and Aquatic Managed Areas Announces two meetings hosted by the Governors' South Atlantic Alliance to solicit comments from the public on the Draft Action Plan, available on the CAMA <a href="#">website</a> . Meetings are scheduled for 10/27/2010 in Ponte Vedra Beach, Florida, and 11/03/2010 in Jupiter, Florida.	
FL10242010-3	Water Florida Oceans and Coastal Council	10/01/2010	<a href="#">FAW Notice #9183298</a>	Notice Meeting	Florida Department of Environmental Protection Oceans and Coastal Resources Act The Florida Oceans and Coastal Council will meet, per the Oceans and Coastal Resources Act. Meeting is scheduled for 10/14/2010 in Lake Buena Vista, Florida.	
FL10242010-4	Water Pesticides	10/01/2010	<a href="#">FAW Notice #9183492</a>	Notice Development of Rulemaking	Florida Department of Environmental Protection Generic Permit [Chapter 62-621.300] Announces the development of a Florida-specific generic permit for discharges to waters of the state from the application of pesticides. Development workshops are scheduled for: <ul style="list-style-type: none"> <li>10/20/2010 in Orlando, Florida</li> <li>10/21/2010 in Temple Terrace, Florida</li> <li>10/22/2010 in West Palm Beach, Florida</li> <li>10/27/2010 in Tallahassee, Florida</li> <li>10/29/2010 in Pensacola, Florida</li> </ul> Copies of the <a href="#">generic permit</a> will be available after 10/13/2010.	
FL10242010-5	Water SJRWMD—Consumptive Use Permits	10/01/2010	<a href="#">FAW Notice #9201146</a>	Proposed Rule	St. Johns River Water Management District Permitting of Consumptive Uses of Water [Chapter 40C-2.101, F.A.C.] Proposes to amend the permit application procedures for consumptive use permits to: <ul style="list-style-type: none"> <li>Clarify the regulatory delegations of District Staff.</li> <li>Remove or revise references to the Governing Board.</li> <li>Clarify and reorganize permit application procedures.</li> </ul> If requested, a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL10242010-6	Water SJRWMD– Consumptive Use Permits	10/01/2010	<a href="#">FAW Notice #9201728</a>	Proposed Rule	<p>St. Johns River Water Management District</p> <p>Standard General Water Use Permits [Chapter 40C-20.011, F.A.C.]</p> <p>Proposes to delete the delegation of authority of District staff to issue standard general consumptive use permits. Regulatory roles will be described in the Statement of Agency Organization and Operation, available on the <a href="#">District's website</a>. If requested, a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.</p>	
FL10242010-7	Water SJRWMD– Consumptive Use Permits	10/01/2010	<a href="#">FAW Notice #9201922</a>	Proposed Rule	<p>St. Johns River Water Management District</p> <p>Noticed General Permits for Consumptive Uses [Chapter 40C-22.001, F.A.C.]</p> <p>Proposes to delete the delegation of authority of District staff in notifying an applicant that a proposed consumptive use does not qualify for a noticed general permit. Regulatory roles will be described in the Statement of Agency Organization and Operation, available on the <a href="#">District's website</a>. If requested, a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.</p>	
FL10242010-8	Water SJRWMD–ERP	10/01/2010	<a href="#">FAW Notice #9201534</a>	Proposed Rule	<p>St. Johns River Water Management District</p> <p>Environmental Resource Permits: Surface Water Management Systems [Chapter 40C-4, F.A.C.]</p> <p>Proposes to amend the procedural rules associated with ERP applications. Amendments would:</p> <ul style="list-style-type: none"> <li>▪ Clarify the regulatory delegations of District Staff.</li> <li>▪ Remove or revise references to the Governing Board.</li> <li>▪ Clarify and reorganize permit application procedures.</li> </ul> <p>If requested, a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.</p>	
FL10242010-9	Water SJRWMD–ERP	10/01/2010	<a href="#">FAW Notice #9202213</a>	Proposed Rule	<p>St. Johns River Water Management District</p> <p>Standard General Environmental Resource Permits [Chapter 40C-40, F.A.C.]</p> <p>Proposes to remove the delegation of authority to District staff to issue standard ERPs and deletes reference to the Governing Board. Delegation of authority will be described in the Statement of Agency Organization and Operation, available on the <a href="#">District's website</a>. If requested, a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.</p>	
FL10242010-10	Water SJRWMD–ERP	10/01/2010	<a href="#">FAW Notice #9202601</a>	Proposed Rule	<p>St. Johns River Water Management District</p> <p>Noticed General Environmental Resource Permits [Chapter 40C-400, F.A.C.]</p> <p>Proposes to remove the delegation of authority to District staff in notifying an applicant when the proposed system does not qualify for a noticed general permit. Also stipulates that the District would post notices of intent to use noticed general permits on its website. If requested a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.</p>	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL10242010-11	Water SJRWMD-ERP	10/01/2010	<a href="#">FAW Notice #9202407</a>	Proposed Rule	<p>St. Johns River Water Management District</p> <p>Environmental Resource Permits: Regulation of Stormwater Management Systems [Chapter 40C-42.091, F.A.C.]</p> <p>Proposes to amend the procedural rules associated with ERPs for stormwater management systems that would:</p> <ul style="list-style-type: none"> <li>Clarify the regulatory delegations of District Staff.</li> <li>Remove or revise references to the Governing Board.</li> <li>Clarify and reorganize permit application procedures.</li> </ul> <p>If requested, a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.</p>	
FL10242010-12	Water SJRWMD-ERP	10/01/2010	<a href="#">FAW Notice #9202504</a>	Proposed Rule	<p>St. Johns River Water Management District</p> <p>Environmental Resource Permits: Regulation of Agricultural Surface Water Management Systems [Chapter 40C-44, F.A.C.]</p> <p>Proposes to amend the procedural rules associated with ERPs for agricultural surface water management systems. If requested, a hearing will be held 11/09/2010 in Palatka, Florida. Comments due 10/22/2010.</p>	
FL10242010-13	Water Wastewater	10/01/2010	<a href="#">FAW Notice #9181940</a>	Notice Workshop	<p>Division for Environmental Health</p> <p>Standards for Onsite Sewage Treatment and Disposal Systems [Chapter 64E-6.001]</p> <p>Announces a workshop to discuss proposed rules regarding an onsite sewage treatment and disposal system evaluation and assessment program. Proposed rules include applicability, notification, evaluation schedule, evaluator qualifications, evaluation procedures, exemptions, penalties and standards of practice. Workshop is scheduled for 10/21/2010 in DeFuniak Springs, Florida.</p>	

## 2.5 Louisiana State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Louisiana.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
LA10092010-1	Administration Incorporation by Reference	10/20/2010	<a href="#">MM014ft</a>	Final Rule	<p>Louisiana Department of Environmental Quality</p> <p>Incorporation by Reference—2009 [LAC 33:I.3931; III.506, 507, 2160, 3003, 5116, 5122, 5311 &amp; 5901; V.3099; IX.2301, 4901 &amp; 4903; XV.1599]</p> <p>Incorporates by reference into appropriate sections of the LAC the following federal requirements changed since 07/01/2009:</p> <ul style="list-style-type: none"> <li>▪ Reportable quantity lists of hazardous substances in 40 CFR 117.3 and 302.4</li> <li>▪ Administrative reporting exemptions for certain air releases of NOx in 40 CFR 302.6(e) and 355.40(a)(2)(vii)</li> <li>▪ Capture Efficiency Test Procedures in 40 CFR Part 51, Appendix M</li> <li>▪ Federal SO2 Model Rule in 40 CFR Part 96</li> <li>▪ Standards of Performance for New Stationary Sources in 40 CFR Part 60</li> <li>▪ NESHAP in 40 CFR Part 61</li> <li>▪ NESHAP for Source Categories in 40 CFR Part 63</li> <li>▪ Chemical Accident Prevention and Minimization of Consequences in 40 CFR Part 68</li> <li>▪ Part 70 Operating Permits Program in 40 CFR 70.6(a)</li> <li>▪ Hazardous waste regulations in 40 CFR Part 266, Appendices I-IX and XI-XIII</li> <li>▪ NPDES regulations in 40 CFR Parts 136, 401, and 405-471</li> <li>▪ Radiation regulations in 10 CFR Part 71, Appendix A</li> </ul> <p>Also incorporated are subsequent revisions to 40 CFR Parts 60 and 63. Effective 10/20/2010.</p>	
LA10092010-2	Air GHGs	10/20/2010	<a href="#">AQ314ft</a>	Proposed Rule	<p>Louisiana Department of Environmental Quality</p> <p>Greenhouse Gas (GHG) Tailoring Rule [LAC 33:III.502.A &amp; 509.B]</p> <p>Proposes to amend LAC 33:III.502.A and 509.B to adopt the federal major stationary source threshold and PSD significance level for GHGs in the form of CO<sub>2</sub>e. A public hearing will be held on 11/24/2010 in Baton Rouge, Louisiana. Comments due 11/24/2010.</p>	

## 2.6 Maryland State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Maryland.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
MD10082010-1	Air SIP	09/27/2010	<a href="#">75 FR 59084</a>	Final Rule	<p>U.S. Environmental Protection Agency</p> <p>Approval and Promulgation of Air Quality Implementation Plans; Maryland; Control Technique Guidelines for Paper, Film, and Foil Coatings [40 CFR Part 52]</p> <p>Direct final rule to approve a SIP revision related to the control and reduction of VOC emissions from paper, film, and foil coatings. Maryland is adopting the requirements of EPA's CTG for paper, film, and foil coatings and is amending its regulations by revising definitions, revising applicability criteria, and adding VOC emission standards for covered operations. Comments due 10/27/2010. Effective date 11/26/2010.</p>	
MD10082010-2	Air SIP	09/27/2010	<a href="#">75 FR 59086</a>	Final Rule	<p>U.S. Environmental Protection Agency</p> <p>Approval and Promulgation of Air Quality Implementation Plans; Maryland; Adoption of Control Techniques Guidelines for Flexible Packaging Printing [40 CFR Part 52]</p> <p>Direct final rule to approve a SIP revision related to the control and reduction of VOC emissions from flexible packaging printing. Includes amendments to Maryland's regulations and includes RACT requirements for sources covered by EPA's CTG standards for flexible packaging printing. Amendments affect requirements and standards for sources that use flexographic and rotogravure presses to print flexible packaging materials. Comments due 10/27/2010. Effective date 11/26/2010.</p>	
MD10082010-3	Air SIP	09/29/2010	<a href="#">75 FR 59973</a>	Final Rule	<p>U.S. Environmental Protection Agency</p> <p>Approval and Promulgation of Air Quality Implementation Plans; Maryland; Control of Volatile Organic Compounds Emissions From Industrial Solvent Cleaning Operations [40 CFR Part 52]</p> <p>Direct final rule to approve a SIP revision to reduce VOC emissions from industrial solvent cleaning operations. Includes an addition to Maryland's regulations through the adoption of standards for industrial solvent cleaning operations that satisfy the RACT requirements for sources of VOCs covered by CTGs. Comments due 10/29/2010. Effective date 11/29/2010.</p>	

## 2.7 Mississippi State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Mississippi.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
MS10082010-1	Air SIP	10/07/2010	<a href="#">75 FR 62024</a>	Proposed Rule	U.S. Environmental Protection Agency State of Mississippi: Prevention of Significant Deterioration Rules: Nitrogen Oxide as a Precursor to Ozone [40 CFR Part 52]  Proposes to approve part of a revision to the Mississippi SIP that would modify Mississippi's PSD permitting regulations to address permit requirements promulgated in the 1997 8-Hour Ozone NAAQS Implementation Rule-Phase II (Ozone Implementation NSR Update). If finalized, would incorporate by reference the Ozone Implementation NSR Update federal regulations into the Mississippi SIP PSD requirements. Comments due 11/08/2010.	

## 2.8 New Mexico State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in New Mexico.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
NM10082010-1	Air GHGs	09/30/2010	<a href="#">NM Register Vol. XXI, p. 883</a>	Notice Hearing	Environmental Improvement Board Air Quality [20.2 NMAC]  Announces a hearing to discuss proposed amendments to regulations on Operating Permits (20.2.70 NMAC) and PSD Permits (20.2.74 NMAC) to tailor the New Mexico air permitting program to reflect the designation of GHGs as a "regulated pollutant" under the CAA. Hearing is scheduled for 11/08/2010 in Santa Fe, New Mexico.	

## 2.9 Ohio State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Ohio.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
OH10242010-1	Air Permitting	10/06/2010	<a href="#">Public Notice</a>	Notice	Division of Air Pollution Control, Ohio Environmental Protection Agency Issuance of Final PTI: NASA John H. Glenn Research Center–Lewis Field  Announces that OEPA issued a <a href="#">final PTI</a> for source P027 (installation of a J57 jet engine). The identification number for the PTI is P0106105.	<a href="#">GRC</a> should be aware of this action.
OH10242010-2	Air Permitting	09/29/2010	<a href="#">Public Notice</a>	Notice	Division of Air Pollution Control, Ohio Environmental Protection Agency Application Received for Air Permit: NASA John H. Glenn Research Center–Lewis Field Announces that OEPA received an air permit application for the replacement of a 1941 boiler with a more efficient boiler. The identification number for the application is A0039714.	<a href="#">GRC</a> should be aware of this action.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
OH10242010-3	Air Permitting	09/29/2010	<a href="#">Public Notice</a>	Notice	Division of Air Pollution Control, Ohio Environmental Protection Agency Application Received for Air Permit: NASA John H. Glenn Research Center–Lewis Field Announces that OEPA received an air permit application for the replacement of a 1943 boiler with a more efficient boiler. The identification number for the application is A0039715.	<b>GRC</b> should be aware of this action.
OH10242010-4	Water Antidegradation	10/05/2010	<a href="#">OEPA DSW News</a>	Proposed Rule	Division of Surface Water, Ohio Environmental Protection Agency Proposed Amendments to Antidegradation Program [OAC Chapter <a href="#">3745-1-05</a> ] Proposes amendments to clarify exemptions for existing sources discharging to waters of the state, clarify the allocation of the reserve portion of a water body's pollutant assimilative capacity, and clarify the petition procedures for revising set-aside percentages of a water body's pollutant assimilative capacity. Further details regarding the proposed rule, including the <a href="#">Interested Party Notice</a> , <a href="#">Amended Rule</a> , and <a href="#">Fact Sheet</a> , are available on the OEPA <a href="#">website</a> . Comments due 11/10/2010.	

## 2.10 Texas State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Texas. Citations of the *Texas Register* are linked within the text to the corresponding entry in the version of the *Texas Register*. Current and historical versions of the *Texas Register* can be downloaded from the [Texas Register section of the Texas Secretary of State website](#).

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
TX10082010-1	Air Permitting	10/01/2010	<a href="#">35 TexReg 8901</a>	Proposed Rule Withdrawn	Texas Commission on Environmental Quality Control of Air Pollution by Permits for New Construction or Modification [30 TAC 116.118] Withdraws proposed changes ( <a href="#">35 TexReg 2978</a> , 04/16/2010) to the qualified facility program, which deals with facilities that request authorizations that fall below federal NSR permit limits.	
TX10082010-2	Water Storage Tanks	10/01/2010	<a href="#">35 TexReg 8880</a>	Proposed Rule	Texas Commission on Environmental Quality Underground Storage Tanks [30 TAC 334] Proposes new rules to create a UST facility operator-training program. Describes the types of acceptable training and certification processes and how frequently operators must be retrained. Would require UST owners and operators to designate classes of operators to meet the training requirements. Establishes 08/08/2012 as the deadline for operator training. Also proposes to simplify and clarify the existing rules in the areas of secondary containment, sumps, and corrosion protection. Public hearing to be held on 10/26/2010 in Austin, Texas. Comments due 11/01/2010.	

## 2.11 Utah State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Utah.

## 2.12 Virginia State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Virginia. Citations of the [Virginia Register](#) (Va.R.) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (.pdf) file format.

Tracking Number.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
VA10082010-1	Air SIP	10/11/2010	<a href="#">27:3 Va.R. 434</a>	Proposed Rule	State Air Pollution Control Board Permits for Stationary Sources Subject to Regulation [9VAC5-85]  Proposes revisions to the SIP to incorporate federal regulations ( <a href="#">75 FR 31514</a> , 06/03/2010). Specifically, the new regulations raise permitting thresholds for GHGs for new PSD sources and Title V sources. Public hearing scheduled for 10/22/2010 at VDEQ, Richmond, Virginia. Comments due 10/22/2010.	
VA10082010-2	Occupational Safety Hexavalent Chromium Exposure Limits	09/27/2010	<a href="#">27:2 Va.R. 351</a>	Final Rule	Safety and Health Codes Board Federal Identical General Industry Standards [16VAC125-90-1910.126]  Revision requires employers to notify workers of all monitoring results for hexavalent chromium, rather than results that exceed the PEL. Effective 11/15/2010.	
VA10082010-3	Species	09/27/2010	<a href="#">27:2 Va.R. 153</a>	Proposed Rule	Board of Game and Inland Fisheries Definitions and Miscellaneous [4VAC15-20]  Proposed amendments are as follows: <ul style="list-style-type: none"> <li>▪ Update Virginia's List of Native and Naturalized Fauna.</li> <li>▪ Add the Virginia Northern Flying Squirrel to Virginia's List of Threatened and Endangered Species.</li> <li>▪ Delete "special concern" from regulatory definition.</li> </ul>	
VA10082010-4	Water Chesapeake Bay	09/27/2010	<a href="#">27:2 Va.R. 359</a>	Public Notice	Virginia Department of Environmental Quality The draft <a href="#">Phase I Watershed Implementation Plan for the Chesapeake Bay</a> is available for public comment. Comments due 11/08/2010.	